

FILE COPY

STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF
DISCIPLINARY PROCEEDINGS AGAINST

PAUL GOCHIS, M.D.,

Respondent

ORDER GRANTING THE STAY
AND GRANTING PETITION IN PART

On February 22, 1996, the Medical Examining Board issued its Final Decision and Order in the above-captioned matter. By the terms of the board's order, respondent's license to practice medicine and surgery in Wisconsin suspended for a period of not less than five years with provision for granting successive three-month stays of the suspension upon submission of proof satisfactory to the board that Dr. Gochis has continued his sobriety, that he has continued to successfully participate in a treatment and rehabilitation program satisfactory to the board, and that he is able to safely and reliably practice as a physician and surgeon.

At its meeting of October 24, 1996, the board considered Dr. Gochis' request, through his attorney, Michael Schaalman, that he be granted a stay of the suspension. Also considered was a letter dated August 29, 1996, from Dr. Charles J. Engel, of the Professional Recovery Network, reporting on Dr. Gochis' progress in recovery. The board granted the request and, by its Order dated November 5, 1996, stayed the suspension of the license for a period of three months.

By letter dated January 24, 1997, Dr. Gochis petitioned for an additional three month stay of suspension, and petitioned as well for a reduction in the number of urine screens to one per week and the number of therapy sessions to one every two weeks. That petition was supported by Dr. Engel. The board considered the request at its meeting of February 26, 1997, and granted the petition by its Order dated March 12, 1997.

By letter dated June 4, 1997, Dr. Gochis requested a renewal of the stay of suspension. He also notified the board that he was relocating to accept a residency program in Michigan. He therefore requested that his limited license be modified to permit him to prescribe, dispense and administer controlled substances; to permit a change in his drug monitoring program consistent with the procedures established by the Michigan Medical Board; and to permit him to change his supervising health care provider. The board considered the requests at its meeting of June 25, 1997, and orders as follows:

ORDER

NOW, THEREFORE, IT IS ORDERED that the suspension of the license of Paul Gochis, M.D., be, and hereby is, stayed for a period of three months. Dr. Gochis may petition for additional three month stays of the suspension upon submission to the board of evidence of having fully complied with the conditions and limitations set forth in the board's Final Decision and Order dated February 22, 1996, as modified by the board's Order dated March 12, 1997, during the preceding three month period.

IT IS FURTHER ORDERED that Dr. Gochis' request that the board's Final Decision and Order dated February 22, 1996, be modified to permit him to prescribe, dispense and administer controlled substances be, and hereby is, denied.

IT IS FURTHER ORDERED that Dr. Gochis may substitute as his supervising health care provider required by paragraph 3 of the board's Final Decision and Order, the Michigan residency director, Dr. Bruce Deschere, or such other supervisor as may be approved in advance by the board.

IT IS FURTHER ORDERED that the requirement at paragraph 21 of the board's Final Decision and Order, by which the drug screen laboratory is required to mail all reports of drug screens to the board within 48 hours, is hereby modified to require that reports of drug screens be mailed to the Wisconsin Medical Examining Board within 48 hours of their receipt by the Michigan Health Professional Recovery Program.

IT IS FURTHER ORDERED that all other terms and conditions of the board's February 22, 1996, Order, as modified by the board's March 12, 1997, Order, shall remain in full force and effect.

IT IS FURTHER ORDERED that respondent shall appear before the board in June, 1998.

DISCUSSION

The board has granted all of Dr. Gochis' requests except that he be able to hold a DEA registration to prescribe, dispense, and administer controlled substances. The limited license has been in effect for too short a period to justify the return of Dr. Gochis' DEA registration, and the fact that he is moving his practice to Michigan is not a basis for dropping that restriction so long as he continues to hold a license in this state.

Dated this 7th day of July, 1997.

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

by

Glenn Hoberg
Glenn Hoberg, D.O., Secretary

STATE OF WISCONSIN
DEPARTMENT OF REGULATION AND LICENSING
BEFORE THE MEDICAL EXAMINING BOARD

In the Matter of the Disciplinary Proceedings Against

Paul Gochis, M.D.,

AFFIDAVIT OF MAILING

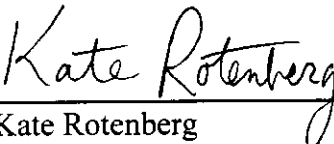
Respondent.

STATE OF WISCONSIN)
)
COUNTY OF DANE)

I, Kate Rotenberg, having been duly sworn on oath, state the following to be true and correct based on my personal knowledge:

1. I am employed by the Wisconsin Department of Regulation and Licensing.
2. On July 16, 1997, I served the Order Granting the Stay and Granting Petition in Part dated July 7, 1997 upon the Respondent Paul Gochis, M.D. by enclosing a true and accurate copy of the above-described document in an envelope properly stamped and addressed to the above-named Respondent and placing the envelope in the State of Wisconsin mail system to be mailed by the United States Post Office by certified mail. The certified mail receipt number on the envelope is P 221 157 349.
3. The address used for mailing the Decision is the address that appears in the records of the Department as the Respondent's last-known address and is:

Paul Gochis, M.D.
W238 N2183 Louis Avenue #8
Pewaukee WI 53072

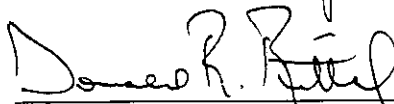


Kate Rotenberg

Department of Regulation and Licensing
Office of Legal Counsel

Subscribed and sworn to before me

this 16th day of July, 1997.



Notary Public, State of Wisconsin

My commission is permanent.

NOTICE OF APPEAL INFORMATION

Notice Of Rights For Rehearing Or Judicial Review, The Times Allowed For Each. And The Identification Of The Party To Be Named As Respondent.

Serve Petition for Rehearing or Judicial Review on:

STATE OF WISCONSIN MEDICAL EXAMINING BOARD

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

July 16, 1997

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)